

UNITED STATES DISTRICT COURT

for the

Middle District of Pennsylvania

United States of America)

v.)

JAMES ANTHONY HUGHES)

Case No: 00-CR-173

USM No: 10223-067

Date of Previous Judgment: January 19, 2001

Thomas Thornton, Assistant Federal Public Defender

(Use Date of Last Amended Judgment if Applicable)

Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 180 months is reduced to 160 months.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: 35Amended Offense Level: 34Criminal History Category: VICriminal History Category: VIPrevious Guideline Range: 292 to 365 monthsAmended Guideline Range: 262 to 327 months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

The reduced sentence is within the amended guideline range.

☒ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.

☐ Other (explain):FILED
HARRISBURG, PA

APR 23 2008


MARY E. D'ANDREA, CLERK

Per Deputy Clerk

III. ADDITIONAL COMMENTS

This court follows the decision in United States v., Spurlock, No. 02-cr-187 (J. Caldwell) in granting this reduction.Except as provided above, all provisions of the judgment dated 01/19/2001 shall remain in effect.

IT IS SO ORDERED.

Order Date: April 23, 2008

 Judge's signature

 Effective Date: _____
 (if different from order date)

 Sylvia H. Rambo, United States District Judge
 Printed name and title